

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 1:45 P.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable James F. Thaxter, Associate Justice; Honorable Timothy S. Buckley, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Lisa J. Prosser, Deputy Clerk.

F028365 Rhodes, Inc. v. Richard Page, et al.

Cause called and argued by William A. Bloyd, Esq., counsel for appellant and by David A. Roberts, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Tuesday, August 10, 1999 at 10:00 A.M.

F029994 People v. Silva

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F030904 People v. Collins

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F031134 People v. Clay

The matter is remanded to the sentencing court to conduct further proceedings to determine and order direct victim restitution in accordance with Penal Code section 1202.4, subdivision (f), and the authorities cited above. In all other respects, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F030691 People v. White

The case is remanded to the trial court with directions to strike the one year prior prison enhancement for White's 1988 conviction for attempted robbery and to forward the corrected abstract of judgment to the Department of Corrections. In all other respects, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F032360 In re Daniel D., a Minor

The jurisdictional findings under counts one, five, and eight are reversed; the matter is remanded for a new dispositional hearing on the remaining sustained counts.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F033208 In re Shantel M., a Minor

In light of appellate counsel's letter filed August 6, 1999, in response to this court's order of July 27, 1999, the above entitled appeal is dismissed as abandoned.

**F033550 Bruce G. v. Superior Court of Stanislaus County; Stanislaus County
Department Of Social Services**

Pursuant to this court's order dated July 23, 1999, and petitioner's failure to file a petition for extraordinary writ on or before August 3, 1999, the matter is dismissed as abandoned.

F027839 People v. Jeffers

The judgment is modified to stay execution of the sentence of six years imposed as to count 3, such stay to become permanent upon appellant's successful completion of the punishment imposed as to all the other counts. As so modified, the judgment is affirmed. The trial court shall prepare an amended abstract of judgment and distribute it as appropriate. Dibiaso, Acting P.J.

We concur: Thaxter, J.; Buckley, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F032883 John M., v. Superior Court, Fresno Co.; Fresno Co. Dept. Children &
Family**

The petition is granted. Let a peremptory writ of extraordinary relief issue directing the Superior Court of Fresno County to vacate its March 19, 1999, orders in In re Shantel M., case number 93278-0, denying reunification services for the benefit of the petitioner/father and setting the matter for a section 366.26 hearing as well as reconsider the matter in light of this court's opinion. Furthermore, the stay previously issued by this court is hereby lifted.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]